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EXAMINER

AKERS, GEOFFREY R

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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/157617

Applicant(s)

B. 202

Examiner

Ahrens, J

Group Art Unit

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—The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address—

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

Status

- ☒ Responsive to communication(s) filed on 2/6/02
- ☐ This action is FINAL.
- ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- ☒ Claim(s) 1-55 is/are pending in the application.
- Of the above claim(s) _____ is/are withdrawn from consideration.
- ☐ Claim(s) _____ is/are allowed.
- ☒ Claim(s) 1-55 is/are rejected.
- ☐ Claim(s) _____ is/are objected to.
- ☐ Claim(s) _____ are subject to restriction or election requirement.

Application Papers

- ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.
- ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119 (a)-(d)

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- ☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been received.
- ☐ received in Application No. (Series Code/Serial Number) _____
- ☐ received in this national stage application from the International Bureau (PCT Rule 1.7.2(a)).

*Certified copies not received: _____

Attachment(s)

- ☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____
- ☒ Notice of Reference(s) Cited, PTO-892
- ☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Interview Summary, PTO-413
- ☐ Notice of Informal Patent Application, PTO-
- ☐ Other _____

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DETAILED ACTION

Response to Amendment

1. This action is responsive to Applicant's Appeal Brief(Paper #15) filed 2/6/02.
2. Prosecution is reopened. Claims 1-55 are pending.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1,3-9,12-14,17,19-23,25-31,34-35,37-39,42-44,47-48,51-52 and 53-55 are rejected under 35 USC 103(a) as unpatentable over Montulli(US Pat. No: 5,826,242) and further in view of Weicha(US Pat. No: 5,870,7170).
5. As per claim 1, Montulli teaches a computer-implemented method for ordering an item using a client system, the method comprising displaying information identifying the item at the client computer system(col 2 lines 24-32)(col 2 lines 57-59)(Fig 1/102)(Fig 6/140/142/144)(col 12 lines 3-9) and receiving from a user an indication of a recipient to whom the ordered item is to be delivered(col 13 lines 23-24) and displaying an indication of an action that is to be performed by the user to order the item(col 2 lines 61-64)(col 13 lines 7-13)(Fig 5/212/214/215/216/218/222/224/226) and in response to the indicated action being performed, sending to a server system an indication that the item is to be ordered(col 2 lines 64-67)(col 13

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lines 15-17) and the indication of the recipient to whom the ordered item is to be delivered(col 13 lines 23-24).Montulli does not specifically teach whereby when the server system does not have sufficient information for the indicated recipient to deliver the ordered item, the server system obtains additional information from one or more external information sources that is sufficient to deliver the ordered item to the indicated recipient.Weicha teaches this(col 12 lines 5-20)(Fig 6)(Fig 7).It would have been obvious to one skilled in the art at the time of the invention to combine Montulli in view of Weicha to teach the above. The motivation to combine is to teach a novel system for ordering items consisting of means for processing images and text from many catalogies to produce an electronic catalogue in a central location for distribution over a computer network which includes prices,article changes and descriptions,as well as a user station and a separate master buyer computer system located in an enterprise as enunciated by Weicha(col 1 line 60-col 2 line 20) which enhances the procurement process.

6. As per claim 3 Montulli teaches the method of claim 1 wherein the displaying of the information identifying the item and the displaying the indication of the action to be performed are performed before the receiving of the indication of the recipient from the user(col 6 lines 1516)(Fig 2/130).

7. As per claim 4 Montulli teaches the method of claim 1 wherein the client system and the server system communicate via the Internet(col 6 lines 21-23)(Fig 2).

8. As per claim 5 Montulli teaches the method of claim 1 wherein sending includes sending an identifier of the client system(col 5 lines 40-59).

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9. As per claim 6 Montulli teaches the method of claim 1 wherein the displaying is effected by displaying an HTML document provided by the server system(col 6 lines 9-15).

10. As per claim 7 Montulli teaches the method of claim 1 wherein the action is a single action(col 6 lines 1-2).

11. As per claim 8 Montulli teaches the method of claim 7 wherein the single action is clicking a mouse button when a cursor is positioned over a predefined area of the display(col 12 lines 33-

12. As per claim 9 Montulli teaches the method of claim 1 wherein the server system obtains the additional information by contacting the recipient directly(col 13 lines 22-24).

13. As per claim 12, Montulli teaches the method of claim 1 wherein the server system obtains the additional information by collecting information from one or more information sources selected from among an Internet-based telephone database, an Internet-based electronic mail database(col 12 lines 16-24)(col 12 lines 28-31)(Fig 5/212/214)(col 12 lines 47-49)(Fig 5/222)(col 13 lines 11-13), a local telephone database, a local electronic mail database, an Internet-based search engine(col 13 lines 15-30)(Fig. 5/240/230), and a database of information relating to the domain name registration of an electronic mail address of the recipient.

14. As per claim 13 Montulli teaches a computer-implemented method for ordering an item(Fig 5) the method comprising sending to a client system instructions to display information identifying the item(col 2 lines 24-32)(col 2 lines 57-59)(col 12 lines 3-9)(Fig 6/140/142/144) to input an indication of a recipient to whom the item is to be delivered(col 2 lines 61-62)(col 13 lines 23-24), and to send the indication of the recipient to the server system when an indicated single action is performed(col 13 lines 22-23) and after the indicated single action is performed,

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receiving the indication of the recipient from the client system(col 13 lines 26-29)(Fig. 5/240).

Montulli does not specifically teach whereby when the server system does not have sufficient information for the indicated recipient to deliver the ordered item, the server system obtains additional information from one or more external information sources that is sufficient to deliver the ordered item to the indicated recipient. Weicha teaches this(col 12 lines 5-20)(Fig 6)(Fig 7).It would have been obvious to one skilled in the art at the time of the invention to combine Montulli in view of Weicha to teach the above. The motivation to combine is to teach a novel system for ordering items consisting of means for processing images and text from many catalogies to produce an electronic catalogue in a central location for distribution over a computer network which includes prices,article changes and descriptions,as well as a user station and a separate master buyer computer system located in an enterprise as enunciated by Weicha(col 1 line 60-col 2 line 20) which enhances the procurement process.

15. As per claim 14 Montulli teaches the method of claim 13 wherein the server system obtains the additional information by contacting the recipient directly(col 13 lines 20-29)(Fig 5/240/230).

16. As per claim 17, Montulli teaches the method of claim 14 wherein the server system obtains the additional information by collecting information from one or more information sources selected from among an Internet-based telephone database, an Internetbased electronic mail database(col 12 lines 16-24)(col 12 lines 28-31)(Fig 5/212/214)(col 12 lines 47-49)(Fig 5/222)(col 13 lines 11-13), a local telephone database, a local electronic mail database, an Internet-based search engine, and a database of information relating to the domain name registration of an electronic mail address of the recipient.

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17. As per claim 19 Montulli teaches the method of claim 13 wherein the displaying of the information identifying the item and the displaying the indication of the action to be performed are performed before the receiving of the indication of the recipient from the user(col 6 lines 1516)(Fig 2/130).

18. As per claim 20 Montulli teaches the method of claim 13 wherein the client system and the server system communicate via the Internet(col 6 lines 21-23)(Fig. 2). 20. As per claim 21 Montulli teaches the method of claim 13 wherein receiving includes receiving an identifier of the client system(col 5 lines 40-59).

19. As per claim 22 Montulli teaches the method of claim 13 wherein the instructions are within an HTML document(col 6 lines 7-10).

20. A computer-implemented method for ordering an item using a client system, the method comprising displaying information identifying the item at the client computer system(col 2 lines 24-32)(col 2 lines 57-59)(Fig 1/102)(col 12 lines 1-10)(Fig 6/142) and receiving from a user an identifier of a group of one or more recipients to whom the ordered item is to be delivered(col 2 lines 61-62)(col 13 line 23), the identified group having an indication of each recipient in the group and displaying an indication of an action that is to be performed by the user to order the item(col 2 lines 61-64)(col 13 lines 7-13)(Fig 5/240) and in response to the indicated action being performed, sending to a server system an indication that the item is to be ordered(col 2 lines 64-67) and the indication of each recipient in the group to whom the ordered item is to be delivered(col 13 lines 22-23) whereby when the server system does not have sufficient information for an indicated recipient to deliver the ordered item, the server system obtains

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additional information from one or more external information sources that is sufficient to deliver the ordered item to the indicated recipient(col 13 lines 22-24).

21. As per claim 25 Montulli teaches the method of claim 23 wherein the displaying of the information identifying the item and the displaying the indication of the action to be performed are performed before the receiving of the identifier of the group from the user(col 6 lines 1516)(Fig 2/130).

22. As per claim 26 Montulli teaches the method of claim 23 wherein the client system and the server system communicate via the Internet(col 6 lines 21-23)(Fig. 2).

23. As per claim 27 Montulli teaches the method of claim 23 wherein sending includes sending an identifier of the client system(col 5 lines 40-59).

24. As per claim 28 Montulli teaches the method of claim 23 wherein the displaying is effected by displaying an HTML document provided by the server system(col 6 lines 9-15).

25. As per claim 29 Montulli teaches the method of claim 23 wherein the action is a single action(col 6 lines 1-2).

26. As per claim 30 Montulli teaches the method of claim 29 wherein the single action is clicking a mouse button when a cursor is positioned over a predefined area of the display(col 12 lines 3338).

27. As per claim 31 Montulli teaches the method of claim 29 wherein the server system obtains the additional information by contacting a recipient directly(col 13 lines 22-24).

28. As per claim 34 Montulli teaches the method of claim I wherein the server system obtains the additional information by collecting information from one or more information sources selected

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from among an Internet-based telephone database, an Internetbased electronic mail database(col 13 lines 20-25), a local telephone database, a local electronic mail database, an Internet-based search engine, and a database of information relating to the domain name registration of an electronic mail address of the recipient.

29. As per claim 35 Montulli teaches a method in a computer system for coordinating the delivery a gift given by a gift giver to a recipient, the method comprising receiving an order from the gift giver(col 13 lines 15-17), the order identifying a gift to be delivered to the recipient(col 2 lines 64-67) and having contact information describing the recipient(col 13 lines 22-24) storing the received order in an order database and sending a communication to the recipient based on the contact information, the communication requesting delivery information for the gift(col 13 lines 22-24), when the recipient does not respond to the communications, collecting additional delivery information for the gift based on the contact information(col 13 lines 20-25) when potential delivery information for the gift has been identified, verifying whether the potential delivery information is valid(col 13 line 27) and when the delivery location has been verified as being valid(col 13 lines 28-30), sending the gift in accordance with the delivery information(Fig 5/240) and notifying the gift giver that the gift has been sent to the recipient.Montulli does not specifically teach an order tracking number when the server system does not have sufficient information for the indicated recipient to deliver the ordered item, the server system obtains additional information from one or more external information sources that is sufficient to deliver the ordered item to the indicated recipient.Weicha teaches this(col 9 line 40-col 10 line 45). It would have been obvious to one skilled in the art at the time of the invention to combine

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Montulli in view of Weicha to teach the above. The motivation to combine is to teach a novel system for ordering items consisting of means for processing images and text from many catalogies to produce an electronic catalogue in a central location for distribution over a computer network which includes prices, article changes and descriptions, as well as a user station and a separate master buyer computer system located in an enterprise as enunciated by Weicha(col 1 line 60-col 2 line 20) which enhances the procurement process.

30. As per claim 37 Montulli teaches the method of claim 35 wherein the order is received via access through a Web page(col 13 lines 15-17).

31. As per claim 38 Montulli teaches the method of claim 35 wherein the delivery information is an address and where the verifying includes checking a database of valid addresses to determine whether the address can be determined to be valid address(col 13 lines 20-25) and when the address can be determined to be a valid address, indicating that the delivery information has been verified(col 13 lines 28-30) and when the address cannot be determined to be a valid address, prompting a person to indicate whether the address is valid(col 13 lines 26-28) and when the person indicates that the address is valid, indicating that the delivery information has been verified(col 13 lines 28-30).

32. As per claim 39 Montulli teaches the method of claim 35 wherein the collecting of additional delivery information includes collecting information from one or more information sources that include an Internet-based telephone database, an Internet-based electronic mail database(col 12 lines 16-24)(col 12 lines 28-31)(Fig 5/212/214)(col 12 lines 47-49)(Fig 5/222), a local telephone database, a local electronic mail database, a database of previous recipients and gift givers, an

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Internet-based search engine, and a database of information relating to the domain name registration of an electronic mail address of the recipient.

33. As per claim 42 Montulli teaches a method in a computer system for coordinating delivery of a gift from a gift giver to a recipient, the gift and recipient being specified in a gift order(col 2 lines 24-32)(col 2 lines 57-59)(Fig 1/102), the method comprising determining whether the gift order includes sufficient information so that the gift can be delivered to the recipient(col 2 lines 64-67) and when sufficient information is not provided in the gift order, obtaining delivery information from one or more information sources(col 13 lines 20-25) and when sufficient delivery information can be obtained from the additional information sources so that the gift can be delivered to the recipient, directing the gift to be sent to the recipient as indicated by the delivery information(col 13 lines 24-29)(Fig 5/240).

34. As per claim 43 Montulli teaches the method of claim 42 including receiving the gift order electronically(col 13 lines 15-21).

35. As per claim 44 Montulli teaches the method of claim 42 wherein when the gift order contains information such that the recipient can be contacted, obtaining the delivery information by contacting the recipient directly(col 13 lines 21-24).

36. As per claim 45 Montulli teaches the method of claim 44 wherein the recipient is contacted directly by sending an electronic mail(col 4 lines 38-52)(col 2 lines 38-41)(col 5 lines 24-36)(col 5 lines 62-67)(Fig 5/212/214).

37. As per claim 47 Montulli teaches the method of claim 42 wherein the obtaining of delivery information includes collecting information from one or more information sources selected from

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among an Internet-based telephone database, an Internet-based electronic mail database(col 12 lines 16-31)(Fig 5/212/214)(Fig 5/222), a local telephone database, a local electronic mail database, a database of previous recipients and gift givers, an Internet-based search engine, and a database of information relating to the domain name registration of an electronic mail address of the recipient(col 4 lines 38-52)(col 2 lines 38-41)(col 5 lines 24-36)(Fig 5/212/214). 40.As per claim 48 Montulli teaches a computer-based gift delivery system for coordinating the delivery of a gift from a gift giver to a recipient, comprising an order entry component for providing a selection of available gifts(col 12 line 34-col 13 line 14) (Fig6/212/214/215/216/218/222/2245/226/228), for receiving a selection of a gift, for receiving contact information describing the recipient(col 13 lines 22-24), and for storing the gift order; and a gift delivery component for retrieving the stored gift order(col 13 line 23).Montulli does not specifically teach whereby when the server system does not have sufficient information for the indicated recipient to deliver the ordered item, the server system obtains additional information from one or more external information sources that is sufficient to deliver the ordered item to the indicated recipient.Weicha teaches this(col 12 lines 5-20)(Fig 6)(Fig 7).It would have been obvious to one skilled in the art at the time of the invention to combine Montulli in view of Weicha to teach the above. The motivation to combine is to teach a novel system for ordering items consisting of means for processing images and text from many catalogies to produce an electronic catalogue in a central location for distribution over a computer network which includes prices,article changes and descriptions,as well as a user station and a separate master buyer computer system located in an enterprise as enunciated by

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Weicha(col 1 line 60-col 2 line 20) which enhances the procurement process and which may be also applied to gift giving as well as third party delivery.

38. As per claim 51 Montulli teaches the gift delivery system of claim 48 wherein the order entry component receives payment electronically(col 13 line 22).

39. As per claim 52 Montulli teaches the gift delivery system of claim 48 wherein the order entry component is accessed via Web pages(col 13 lines 15-19).

40. (NEW) As per claim 53 Montulli teaches a method in a computer system for coordinating the delivery a gift given by a gift giver to a recipient, the method comprising: receiving an order from the gift giver, the order identifying a gift(col 2 lines 24-32)(col 2 lines 57-59)(Fig 1/102)(Fig 6/140/142/144)(col 12 lines 3-9) to be delivered to the recipient and having contact information relating to the recipient(col 13 lines 23-24) and storing the received order in an order database in association with an order tracking number; identifying an electronic mail address for the recipient using the contact information received from the gift giver; sending an electronic mail message to the recipient based on the contact information(col 12 lines 16-24)(col 12 lines 47-49)(Fig 5/222)(col 13 lines 11-13), the message requesting delivery information for the gift, the message including the order tracking number so that the recipient can include the order tracking number in a response to the message for identification of the stored order; when an electronic mail message that responds to the electronic mail message sent to the recipient is received from the recipient and the received message has sufficient delivery information(col 13 lines 20-29)(Fig 5/240/230), retrieving the order tracking number and the delivery information from the received electronic mail message; retrieving from the order database the order associated with the retrieved order

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tracking number(col 2 lines 64-67) and directing delivery of the gift of the retrieved order in accordance with the retrieved delivery information(col 13 lines 22-24) and sending an electronic mail message to the gift giver indicating that the gift is being delivered to the recipient and when an electronic mail message that responds to the electronic mail message sent to the recipient is received from the recipient.Montulli does not specifically teach whereby when the server system does not have sufficient information for the indicated recipient to deliver the ordered item, the server system obtains additional information from one or more external information sources that is sufficient to deliver the ordered item to the indicated recipient.Weicha teaches this(col 12 lines 5-20)(Fig 6)(Fig 7).It would have been obvious to one skilled in the art at the time of the invention to combine Montulli in view of Weicha to teach the above. The motivation to combine is to teach a novel system for ordering items consisting of means for processing images and text from many catalogies to produce an electronic catalogue in a central location for distribution over a computer network which includes prices,article changes and descriptions,as well as a user station and a separate master buyer computer system located in an enterprise as enunciated by Weicha(col 1 line 60-col 2 line 20) which enhances the procurement process and third party delivery as in gift giving.

41. (NEW) As per claim 54 Montulli teaches the method of claim 53 wherein the identifying of an electronic mail address includes accessing one or more web sites for locating the electronic mail address of the recipient(col 13 lines 20-25)(Fig 5/230).

42. (NEW) As per claim 55 Montulli teaches the method of claim 53 including upon receiving the additional contact information, sending an electronic mail message to the recipient based on

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the additional contact information the message requesting delivery information for the gift(col 13 lines 15-17) the message including the order tracking number so that the recipient can include the order tracking number in a response to the message for identification of the stored order(col 2 lines 61-64)(col 13 lines 7-13)(Fig 5/240)(col 13 lines 22-24).

Claim Rejections - 35 USC § 103

43. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 2,10,11,15,16,18,24,32,33,36,40,41,45,46,49,50 are rejected under 35 USC 103(a) as unpatentable over Montulli(US Pat. No: 5,826,242) in view of Blinn(US Pat. No: 5,897,622).

44. As per claim 2 Montulli teaches the method of claim 1 wherein the indication of the recipient is a URL(col 4 lines 38-52)(col 2 lines 38-41)(col 5 lines 24-36)(col 5 lines 40-49)(col 5 lines 62-67)(Fig 5/212/214).Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

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45. As per claim 10 Montulli teaches the method of claim 9 wherein the recipient is contacted directly via a network(Fig 5/214/218/224)(col 2 lines 38-41)(col 2 lines 57-67)(col 6 lines 114).Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

46. As per claim 11 Montulli teaches the method of claim 9 wherein the recipient is contacted directly via Internet communications over a network(col 4 lines 38-52)(col 5 lines 40-49)(col 2 lines 38-41)(Fig 5/212/214).Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

47. As per claim 15 Montulli teaches the method of claim 14 wherein the recipient is contacted directly via a URL address and a network.(col 4 lines 38-52)(col 2 lines 38-41)(col 5 lines 2436)(col 5 lines 62-67)(Fig 5/212/214).Montulli fails to teach the utilization of e-mail

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addresses. Blinn teaches Internet communications (Fig 1) in ordering and purchasing (Fig 12) (Fig 14) (col 5 line 15-col 22 line 45). It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means for merchants to participate in the online shopping market by providing a system and architecture to perform many processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn (col 3 lines 1-6).

49. As per claim 18, Montulli teaches the method of claim 13 wherein the indication of the recipient is a URL address (col 4 lines 38-52) (col 21 lines 38-41) (col 5 lines 24-36) (col 5 lines 40-49) (col 5 lines 62-67) (Fig 5/212/214). Montulli fails to teach the utilization of e-mail addresses. Blinn teaches Internet communications (Fig 1) in ordering and purchasing (Fig 12) (Fig 14) (col 5 line 15-col 22 line 45). It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means for merchants to participate in the online shopping market by providing a system and architecture to perform many processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn (col 3 lines 1-6).

50. As per claim 24 Montulli teaches the method of claim 23 wherein the indication of a recipient is an electronic mail address (col 4 lines 38-52) (col 2 lines 38-41) (col 5 lines 24-36) (col 5 lines 40-49) (col 5 lines 62-67) (Fig 5/212/214). Montulli fails to teach the utilization of e-mail addresses. Blinn teaches Internet communications (Fig 1) in ordering and purchasing (Fig 12) (Fig

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14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

51. As per claim 32 Montulli teaches the method of claim 31 wherein the recipient is contacted directly via a network and a URL address(col 4 lines 38-52)(Fig 5/212/214/218/224)(col 2 lines 38-41)(col 2 lines 57-67)(col 6 lines 1-14)(col 5 lines 62-67).Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

52. As per claim 33 Montulli teaches the method of claim 31 wherein the recipient is contacted directly via e-mail(col 4 lines 38-52)(col 5 lines 40-49)(col 2 lines 38-41)(Fig 5/212/214). Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to

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combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

53. As per claim 36 Montulli teaches the method of claim 35 wherein the sending of a communications includes electronic communications in the Internet(col 2 lines 57-67)(col 6 lines 1-14)(col 5 lines 40-49)(Fig 5/212/214)(col 4 lines 38-52)(col 2 lines 38-41).Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

54. As per claim 40 Montulli teaches the method of claim 35. Montulli does not specifically teach wherein the communications is an e-mail to the recipient.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and

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architecture to perform many processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

55. As per claim 41 Montulli teaches the method of claim 35 addressing when the gift is delivered to the recipient(col 13 lines 22-24).Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means for merchants to participate in the online shopping market by providing a system and architecture to perform many processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

56. As per claim 45 Montulli teaches the method of claim 44 wherein the recipient is contacted directly by Internet communications to a URL address(col 4 lines 38-52)(col 2 lines 38-41)(col 5 lines 24-36)(col 5 lines 62-67)(Fig 5/212/214).Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means for merchants to participate in the online shopping market by providing a system and architecture to perform many processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

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57. As per claim 46 Montulli teaches the method of claim 44 wherein the recipient is contacted directly by e-mail(col 4 lines 38-52)(col 2 lines 38-41)(col 5 lines 24-36)(col 5 lines 40-49)(col 5 lines 62-67)((Fig 5/212/214).Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a syhstem and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

58. As per claim 49 Montulli teaches the gift delivery system of claim 48 wherein the order entry component includes billing information and recipient address for delivery(col 13 lines 21-23).

Montulli fails to teach the utilization of e-mail addresses.Blinn teaches Internet communications(Fig 1) in ordering and purchasing(Fig 12)(Fig 14)(col 5 line 15-col 22 line 45).It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means dfor merchants to participate in the online shopping market by providing a system and architecture to perform amany processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn(col 3 lines 1-6).

59. As per claim 50 Montulli teaches the gift delivery system of claim 48 wherein the gift delivery component searches various Internet-based databases using the recipient name or URL address(col 4 lines 38-52)(col 2 lines 38-41)(col 5 lines 24-36)(col 5 lines 40-49)(Fig 5/212/214).

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Montulli fails to teach the utilization of e-mail addresses. Blinn teaches Internet communications (Fig 1) in ordering and purchasing (Fig 12) (Fig 14) (col 5 line 15-col 22 line 45). It would have been obvious to one of ordinary skill in the art at the time of the invention to combine Montulli in view of Blinn to teach the above. The motivation to combine is to teach a means for merchants to participate in the online shopping market by providing a system and architecture to perform many processing operations on a rich set of dynamically generated information from many data sources as enunciated by Blinn (col 3 lines 1-6).

Claim Rejections - 35 USC § 112

60. New claim 42 is rejected under 35 U.S.C. 112, second paragraph, as failing to set forth the subject matter which applicant(s) regard as their invention. The claim is overly broad.

Response to Arguments

61. Applicant's arguments with respect to claims have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

62. **THIS ACTION IS MADE NON-FINAL.**

Questions regarding this communication should be addressed to the examiner, Dr. Geoffrey Akers, P.E. who can be reached at (703)-306-5844 between the hours of 6:30 AM and 5:00 PM Monday through Friday. If attempts to contact the examiner are unsuccessful, the examiner's supervisor, Mr. Vincent Millin, SPE, may be telephoned at (703)-308-1065.

GRA/December 11, 2002

Notice of References Cited

Application No.

09/15/17

Applicant(s)

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Examiner

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U.S. PATENT DOCUMENTS

*		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS
A		5877642	4/17/99	Blair	723	26
B		1870917	4/9/99	Wain	705	26
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(See Manual of Patent Examining Procedure, Section 707.05(a).)